IN RE: PETITION FOR RESIDENTIAL

ZONING VARIANCE

SS of Cinder Road, 32.5 ft.; E/S * ZONING COMMISSIONER

of Vista Lane 53 Cinder Road

* OF BALTIMORE COUNTY

BEFORE THE

8th Election District

4th Councilmanic District

* Case No. 98-397-A

Richard B. Crawford, et ux

Petitioners

* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Richard B. Crawford and Denise M. Crawford, his wife, property owners, for that property known as 53 Cinder Road in the Timonium section of Baltimore County. The Petitioners/property owners herein seek a variance from Section 1B02.3.Cl.A of the Baltimore County Zoning Regulations (BCZR) to allow a side street setback of 9 ft., in lieu of the required 25 ft. from a side street right of way, for an addition. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the

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B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 21 day of May 1998 that the Petition for a Zoning Variance from Section 1802.3.C1.A of the Baltimore County Zoning Regulations (BCZR) to allow a side street setback of 9 ft., in lieu of the required 25 ft. from a side street right of way, for an addition, in a D.R.5.5, be and is hereby GRANTED, subject, however, to the following restriction:

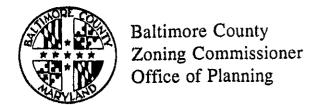
1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

MAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:mmn

-2-





Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

May 21, 1998

Mr. and Mrs. Richard B. Crawford 53 Cinder Road Timonium, Maryland 21093

RE: Petition for Administrative Variance

Case No. 98-397-A

Property: 53 Cinder Road

Dear Mr. and Mrs. Crawford:

Enclosed please find the decision rendered in the above captioned case. The Petition for an Administrative Variance has been granted, with restriction, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

Very truly yours,

Lawrence E. Schmidt Zoning Commissioner

LES:mmn encl.

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 53 Cinder Road Timonium, Maryland 21093

	which is presently zoned w.D.R.S.5
This Petition shall be flied with the Dept. of Permits & Develo The undersigned, legal owner(s) of the property situate in Baltimore of hereto and made a part hereof, hereby petition for a Variance from Section allow a side street setback of 9 feet; if from a side street right of way.	County and which is described in the description and plat attached ction(s) 1200 200 1000 1000 1000 1000 1000 1000
of the Zoning Regulations of Baltimore County, to the Zoning Law of E practical difficulty) Our present kitchen, with less than 90 squared from the marnings (preparing lunches and the existence of an external stairwell, lead rexisting kitchen, prevent us from construction Property is to be posted and advertised as prescribed 1, or we, agree to pay expenses of above Variance advertising, posting be bound by the zoning regulations and restrictions of Baltimore County	uare feet of usable floor space, is of for our family of 6 to function breakfasts) and everings. Jing to the basement, and the layout of the layout of the by Zoning Regulations. Ing. etc., upon filling of this petition, and further agree to and are to
•	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the
Contract Purchaser/Lessee	legal owner(s) of the property which is the subject of this Petition. Legal Owner(s).
	* Richard Bruce Crawford
(Type of Print Name)	(Type or Print Name)
	Signature
Address	E Denise Michele Crawford Type or Phy Name) Michele Crawford Many Michele Crawford
City State Zipcode	Bignaturia
Attorney for Petitioner:	45.3 Cinder Road work: 832-8300
(Type or Print Name)	Timonium, Maryland 21093
Signature	City State Zipcode Name, Address and phone number of representative to be contacted
Address Phone No	Name
City State Zipcode	Address Phone No
City	· · · · · · · · · · · · · · · · · · ·
A fublic Hearing having been requested and/or laund to be required, it is ordered that the subject matter of this petition be set for a public hearing, advertised, as rec circulation throughout Baltimore County, and that the property be reposted.	by the Loning Commissioner of Baltimore County, thisday of
	ed with Soybean Ink Recycled Paper
ESTIMATED POSTING DATE: 2. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.	

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside a	u v53 Cinder Ro	ad	
	<u>Timonium</u>	Maryland	21093 Zip Code
That based upon personal knowledge, the foll Variance at the above address: (indicate hardship)	or practical difficulty)	- 0	an Administrative
<u></u>	with less than	ar (Orti	/ / / /
Bur tamily of 6 to to lunches and breakfast	nction in the s) and even		
of an external stair	uell, leading of he existing		basement,
from constructing int	$\mathbf{M} = (-1)^{2}$	7 7 7	
of Maryland, in and for the County aforesaid,	TIMORE, to wit:	(signatura) Denise (type or print name) 19 9 8, before me, a No	Crawford Clary Public of the State
the Affiants(s) herein, personally known or sathat the matters and facts hereinabove set fort	tisfactorily identified to me a	s such Affiantt(s), and made	coath in due form of law dge and belief.
AS WITNESS my hand and Notarial Seal.	NOTARY PU	en A. D	Palo
OTARY	My Commiss	ion Expires. \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\	mder 18, 199
UBLIC			

Affidavit in support of Administrative Variance

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That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 53 Cinder Boad
Timonium, Maruland 21093
City State Zip Code
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (Indicate hardship or practical difficulty)
Our present kitchen, with less than 90 square feet of
useable floor space, is significantly too small and poorly
designed for our family of 6 to function in the
mornings (preparing lunches and breakfasts) and
evenings. The existence of an external stairmell, leading
down into the bosement, and the layout of the existing
kitchen, prevent us from constructing into the backyard.
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and
may be required to provide additional information.
A Chuce Canford (2) Wenne M. Crayford
R. Bruce Crawford Denise M. Crawford
(type or print name) STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this 7th day of April 1998, before me, a Notary Public of the State
of Maryland, in and tor the County atoresaid, personally appeared
f. Bruce Chamford and Senese Th. Clawford
the Affiants(s) herein, personally known of satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correctto the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal.
NOTARY PUBLIC
M. Dip My Commission Expires Security 18, 1998
TADIO
orang ng Pangangan

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 53 Cinder Road Timonium, Maryland 21093

This Petition shall be filed with the Dept. of Permits & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached

which is presently zoned D.R.5.5.

8-397-A

The undersigned, legal owner(s) of the property situate in Baltimore	andiamini
hereto and made a part hereof, hereby petition for a Variance from Se	
CO TUCTE A SUX-S-DEET SET	BACK OF 9 FT. IN LIGHT THE REQUIRED
25 FI FROM A SUE STILLET IC	LOUT CF WAY.
of the Zoning Regulations of Baltimore County, to the Zoning Law of	Baltimore County; for the following reasons: (indicate hardship or
practical difficulty)	e feet of usable floorspace, is significantly nily of 6 to function in the mornings renings. The existance of an external at, and the layout of the existing kithen, back yard. I by Zoning Regulations.
Our present kitchery stylesia med for aur fam	rily of to the free in the marriages
too small and poorly and book bots) and six	conlogs The existence of an external
(preparing lundres and break jasis / and ev	of the broat of the author without
Stairwell, leading down to the basemen	1. I and the byour of the existing birther,
Property is to be nosted and advertised as prescriber	back, yard. d by Zohing Regulations.
I OF MB. HOIGE TO DAY EXECUTIONS OF SCORA ACTIONS WATERINGS BY MARK	midi otali abali muld ar mia bampani ama iamiar adiad ta ama ara ta
be bound by the zoning regulations and restrictions of Baltimore Co.	unty adopted pursuant to the Zoning Law for Baltimore County.
•	
	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee:	Legal Owner(s):
•	Richard Bruce Crawford
(Type or Print Name)	(Type or Print Name)
	R. Couce Can low
Signature	Signature
	Denise Michelle Crawford
Address	(Type or Print Name)
ý.	Wenne Michel Grando a
City State Zipcode	Signature
Attorney for Petitioner:	50 () D HOME: 560 0285
of an analysis of the state of	53 Cinder Knad work: 832-8300
(Type or Print Name)	() M 1 1 21000
	Timonium Haryland along
Signature	Name, Address and phone number of representative to be contacted
Address Phone No	Name
AUDIESS	2
City State Zipcode	Address Phone No -
A Public Hearing having been requested and/or found to be required, it is ordered that the subject matter of this petition be set for a public hearing , advertued, as re	I by the Laning Cammissioner of Baltimore County, this day of
circulation throughout Baltimore County, and that the property be reposted	
	Ioning Commissioner of Baltimore County
,/ /	•
	ated with Soybean Ink
e la lax	on Recycled Paper
ESTIMATED POSTING DATE: 2.2.1.2/190	

ZONING DESCRIPTION FOR: 53 Cinder Road
--

Located at the intersection of Cinder Road and Vista lane, at a point on the South side of Cinder Road, which is 32.5 feet wide; and the East side of Vista Lane which is 29 feet wide. Being lot #2 and the western most 25 feet of Lot #3, Block ___, Section D, as laid out and shown on Plat # 1 Addition to Yorkshire as recorded in Baltimore County Plat Book C.H.K. #13, Folio 90, containing 0.26 acres. Also known as 53 Cinder Road and located in the 8th Election District, 4th Councilmanic District.

98-397-A

BALTIMORE COUNTY, MARYL D OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No. 352825	PATO DESTRICT FROMES AGRAE FROMES AGRAE FROMES
DATE 5/25/99 ACCOUNT AMOUNT \$	R. CCI.6(50)	ACCAMON ACCAMO
PROBLEM TIR. 5 Mas. CT.		Solde County - May y Land
OR: TAC	(8-397-4
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUST	OMER 1/34 44.38.7	CASHIER'S VALIDATION



Baltimore County Department of Permits and Development Management

Development Processing
County Office Building
111 West Chesapeake Avenu.
Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

	ARNOLD	JABLON, DIRECTOR
For newspaper advertising:		
Item No.: 397		
Petitioner: Crawford		
Location: 53 Cinder Road		
PLEASE FORWARD ADVERTISING BILL TO:		ſ
NAME: R. Bruce Crawford & Derise	M. Co	auford
ADDRESS: 53 Cinder Boad		
Timonium, MD. 21093		
PHONE NUMBER: (410) 560-0285		
AJ:ggs		(Revised 09/24/96)

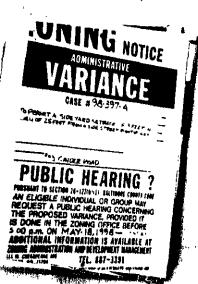
date: 4/9/98 prepared by: Scale of Drawing: 1"= 50'	_	The reproduction subsect to 1% reduction in coin. Lot No., 2 & the westermoost 25 ft of Lot 1, Section D, Plat Policies and the laws made a surply of drapps addition to 2005kinites, Plat No. 1 in the law purpose of training and analysis of C. No. 13, Folio Co. Section D. Plat Policies and the laws made a surply of drapps addition to 2005kinites, Plat No. 1 in the law purpose of training and analysis of C. No. 10, 10, 10, 10, 10, 10, 10, 10, 10, 10,	SMED SMED Wind		ADDRESS: 53 Cinder Road "Yorkshire (Addition) "Yorkshire (Addition)
BR 397 98-397-A	Zoning Office USE ONLY! reviewed by: ITEM #: CASE#:	Chesapeake Bay Critical Area: 🔲 🛭	•	Councilmanic District: 4 Councilmanic Distr	& 6 of the CHECKLIST for additional required information

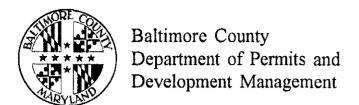
ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 98- 397 -A Address 53 Cinder Rd.			
Contact Person: Bruns Rudaitis Phone Number: 410-887-339 Planner, Please Print Your Name			
Filing Date: $\frac{4/22/98}{2}$ Posting Date: $\frac{5/3/98}{2}$ Closing Date: $\frac{5/18/98}{2}$			
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.			
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. An reposting must be done only by one of the sign posters on the approved list and the petitione is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.			
DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.			
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted denied, or will go to public hearing. The order will be mailed to you by First Class mail.			
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.			
(Detach Along Dotted Line)			
Petitioner: This Part of the Form is for the Sign Poster Only			
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT			
Case Number 98- 397 -A Address 53 Cinder Rd.			
Posting Date: $\frac{5/3/98}{}$ Closing Date: $\frac{5/8/98}{}$			
Vording for Sign: To Permit a side yard setback of a feet in lieu of			
the required 25 feet from a side street right of way.			

CERTIFICATE OF POSTING

	RE: Case No.: 98-397-A
	Petitioner/Developer: O'KEEFE, ETAL
•	Date of Hearing/Closing: 5/18/98
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen	
This letter is to certify under the penalties	of perjury that the necessary sign(s) required by to a sylocated at # S CINDER RD.
were posted conspicuously on the propert	y located at
	4/24/98
The sign(s) were posted on	4/24/98 (Month, Day, Year)
	4/24/98





Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

May 20, 1998

Mr. and Mrs. Richard Crawford 53 Cinder Road Timonium, MD 21093

RE: Item Number: 397

Case Number: 98-397-A

Petitioner: Richard Crawford, et ux

Dear Mr. and Mrs. Crawford:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on April 22, 1998.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Gwen Stephens in the zoning office (410-887-3391).

Sincerely,

W. Carl Richards, Jr. Zoning Supervisor

V. Con Richard Jo

WCR:rye

Enclosures

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director Department of Permits and Development Management

DATE: May 5, 1998

FROM: Arnold F. "Pat" Keller, III, Director

Office of Planning

SUBJECT: Zoning Advisory Petitions

The Planning Office has no comments on the following petitions (s):

Item No. 389, 397, 400 and 402

If there should be any questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at (401) 887-3495.

Prepared by: July W-72

Division Chief: Caryl, Kerns

AFK/JL

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE	CORRESPONDENCE
--------------	----------------

TO:

POM

DATE:

FROM:

R. Bruce Seeley RB1/17
Permits and Development Review

SUBJECT:

Zoning Advisory Committee

Meeting Date:

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

RBS:sp

BRUCE2/DEPRM/TXTSBP

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director Department of Permits and Development Management

DATE: May 5, 1998

FROM: Arnold F. "Pat" Keller, III, Director

Office of Planning

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Division Chief: Caryl Kenny

AFK/JL



Parris N. Glendening Governor

David L. Winstead Secretary

Parker F. Williams Administrator

Ms. Gwen Stephens
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County 5.1.51

Item No.

397

BR

Dear Ms. Stephens:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Thank you for the opportunity to review this item.

Very truly yours,

I. J. Dredh

Ronald Burns, Chief

Engineering Access Permits

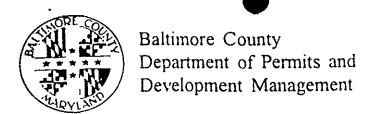
Division

LG

I am aware, and have no objections, that the Crawfords plan to build a 12-foot by 12-foot addition to their home on 53 Cinder Road. I understand that the addition will extend from the west side of the house, off of the kitchen, towards Vista Lane.

Name (printed)	<u>Address</u>	<u>Signature</u>
6. PAVID YOUNG IL	51 ciubee RQ.	Afair Office
BARBARA ZERA	49 CINDER RD	Barbara Jore
marian Eviller	55 Cinder Rd.	Marian Einfler
	7	

Br 39 98-397-A	date: $\frac{9/9/72}{1}$ Scale of Drawing: $1^{\mu} = 50'$ prepared by:
Zoning Office USE ONLY!	5
Chesapeake Bay Critical Area: 🔲 🗙 Prior Zoning Hearings: NONE	The reproduction subsect to 1% reduction in scale. Let No. 2 & the Membershoost 25 ft of Lot 3. Section D. Plat No. 1. Levely carely that I have meals a surpry of the plan Acution D. Plat No. 1. for the purpose of iconomy paragraphic impromphency of the purpose of iconomy paragraphic impromphency of the purpose of iconomy paragraphic C.S.K. No. 13. Folio 90 and that they are located appear.
SEWER: X	SMED SHED Vinds
zoning: DR. 5.5 Lot size: 26 acreage square feet	VISTA
LOCATION INFORMATION Election District: 8 Councilmanic District: 4	DWELLING A SO STATE OF STATE
Vicinity Map	7 2
Scond way begging to be a second with the second way to be a second with the second wi	CINDER ROAD (25 T Week)
CE CONTRACTOR OF THE PARTY OF T	
riance Special Hearing	accompany Petition for Zoning X Va



Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

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	ARNOLD JABLON, DIRECTOR
For newspaper advertising:	
Item No.: 397	
Petitioner: Crawford	
Location: 53 Cinder Road	
PLEASE FORWARD ADVERTISING BILL TO:	M C - C
NAME: R Bruce Crawford & Derise	M. Crawford
ADDRESS: 53 Cinder Boad	
Timoniam, MD. 21093	
PHONE NUMBER: (410) 560-0285	· .
,	

11.100 96

AJ:ggs

(Revised 09/24/96)

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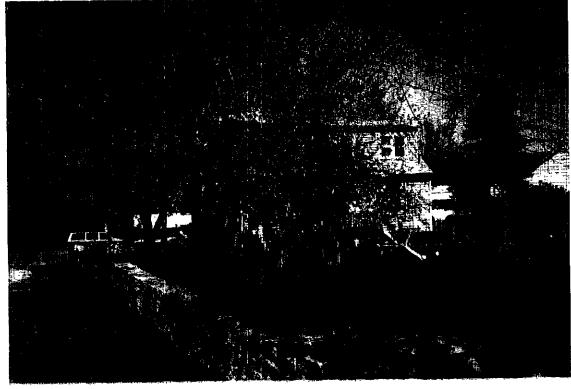




4397

98-397-A





#397

98-391-A



BALTIMORE COUNTY
OFFICE OF PLANNING AND ZON
PHOTOGRAPHIC MAP

PREPARED BY AIR PHOTOGRAPHICS, INC. MARTINSBURG, W.V. 25401